

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION**

IN RE) **CHAPTER 13 PROCEEDINGS**
DONALD MARVIN JOHNSON)
) **CASE NO. 12-22600 KL**
)

MOTION TO DISMISS

Comes now Paul R. Chael, Trustee herein, and states that the above Chapter 13 case should be dismissed for the following reason:

- Debtor(s) has not commenced making plan payments and no showing has been made for any just cause for said default.
- Debtor(s) failed to file a plan as provided in 11 U.S.C. 1321 and B.R.3015
- Debtor(s) is in material default in the sum of \$_____ and no showing has been made for any just cause for said default. Debtor has failed to begin making payments.
- Debtor(s) has failed to provide a confirmable plan and/or has caused unreasonable delay resulting in prejudicial treatment to creditors.
- Debtor(s) and/or counsel has failed to appear at the scheduled meeting of creditors on the following dates: pursuant to Sec.341.
- Debtor(s) noncompliance in providing necessary information needed to complete the 341 Meeting of Creditors and/or has caused unreasonable delay resulting in prejudicial treatment to creditors. *Debtor has failed to submit 2 years prior filed income taxes and 6 months prior to filing income verification.*

Wherefore, Trustee prays that these proceedings be dismissed and that a time be set for Trustee to make final report of his receipts and disbursements in these proceedings.

/s/ Paul R. Chael
Paul R. Chael, Trustee
Indiana Attorney #3881-45

CERTIFICATE OF SERVICE

I hereby certify that on August 13, 2012, service of a true and complete copy of the above and foregoing pleading or paper was made upon the following by electronic service:

U.S. Trustee- ustpregion10.soecl@usdoj.gov
Attorney for Debtor(s): PRO SE

and upon the following by depositing the same in the United States mail, envelopes properly addressed to each of them and with sufficient first-class postage affixed.

Debtor: DONALD MARVIN JOHNSON, 222 N MINERAL SPRINGS RD, PORTER, IN 46304 ,

/s/Paul R. Chael
Paul R. Chael, Trustee
401 West 84th Drive, Suite C
Merrillville, IN 46410
(219) 650-4015